This listing of claims will replace all prior versions, and listings, of claims in the application:

**In the claims**

Claim 1 (currently amended): A method of transmitting data in a video signal ~~whereby the data is not recorded by particular video recorders~~, comprising the acts of:

providing the data;

encoding the data;

modifying a predetermined part of the video signal by inserting therein the encoded data; and

transmitting the modified signal;

wherein the predetermined part of the modified signal is not recorded by [[the]] particular video recorders.

Claim 2 (original): The method of Claim 1, wherein the predetermined part is in a blanking interval of the video signal.

Claim 3 (original): The method of Claim 2, wherein the predetermined part is also below a selected voltage level.

Claim 4 (original): The method of Claim 1, wherein the predetermined part is above a predetermined frequency.

Claim 5 (currently amended): A method of receiving data encoded in a modified video signal wherein the data <u>in a predetermined part of the video signal</u> is not recorded by particular video recorders, comprising the acts of:

receiving the modified video signal;

transmitting the video portion of the modified signal;

extracting the encoded data from the modified video signal; and

decoding the extracted data.

Claim 6 (currently amended): An encoder for transmitting data encoded in a video signal ~~whereby the data is not recorded by particular video recorders~~, comprising:

an input video terminal for receiving a video signal;

an input data terminal for receiving the data;

a sync separator coupled to the input video terminal;

encoding circuitry coupled to the data input terminal and the sync separator, thereby to encode the data; and

a summer coupled to the encoding circuitry and the input video terminal, and outputting the video signal having a predetermined part thereof modified by the encoded data;

wherein the predetermined part of the modified video signal is not recorded by <u>particular video recorders</u> ~~the particular video recorder~~.


Claim 7 (original): The encoder of Claim 6, wherein the predetermined part is in a blanking interval of the video signal.


Claim 8 (original): The encoder of Claim 7, wherein the predetermined part is also below a selected voltage level.


Claim 9 (original): The encoder of Claim 6, wherein the predetermined part is above a predetermined frequency.


Claim 10 (currently amended): A decoder for receiving data in a modified video signal wherein the data ~~is not recorded by particular video recorders and~~ is encoded into a predetermined portion of the video signal <u>not recorded by particular video recorders</u>, comprising:

a video input terminal for receiving the modified video signal;

a video output terminal coupled to the input terminal;

extraction circuitry having an input terminal coupled to the video input terminal and which extracts the data from the predetermined portion of the modified video signal; and

a data output terminal coupled to the extraction circuitry to output the extracted data.

Claim 11 (new): The method of Claim 1, wherein the data is a key for descrambling or decrypting the video signal.

Claim 12 (new): The method of Claim 5, wherein the data is a key for descrambling or decrypting the video signal.

Claim 13 (new): The encoder of Claim 6, wherein the data is a key for descrambling or decrypting the video signal.

Claim 14 (new): The decoder of Claim 10, wherein the data is a key for descrambling or decrypting the video signal.